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OF COUNSEL

## PATENT APPLICATION

Docket No.: 13768.119

PATENT  
TRADEMARK  
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UNFAIR COMPETITION  
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COMPLEX LITIGATION

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### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Alexander I. Hopmann, et al.

Serial No.:

09/412,738

Filed:

October 4, 1999

For:

SYSTEMS AND METHODS FOR DETECTING  
AND RESOLVING RESOURCE CONFLICTS

### RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

ATTN: Box Missing Parts  
Assistant Commissioner of Patents  
Washington, D. C. 20231

Sir:

In response to the Notice to File Missing Parts of Application mailed November 1, 1999, please find enclosed herewith the following items for filing in the United States Patent and Trademark Office in connection with the above-identified patent application:

(1) a Declaration, Power of Attorney, and Petition executed by the inventors Alexander I. Hopmann, et al.;

(2) an Assignment from the inventors Alexander I. Hopmann, et al. to Microsoft Corporation;

(3) a copy of the Notice to File Missing Parts of Application - Filing Date Granted;

(4) Check No. 112774 in the amount of \$1,578.00 to cover the filing fee for the above-identified application, the recordation fee for the enclosed patent assignment, and the surcharge fee pursuant to 37 C.F.R. § 1.16(e). These fees have been calculated as follows:

Basic filing fee for a large entity	=	\$ 760.00
Fee for independent claims (3 - 3 x \$78.00)	=	\$ 234.00
Fee for total claims (23 - 20 x \$18)	=	\$ 414.00
Assignment recordation fee	=	\$ 40.00
Surcharge fee	=	\$ 130.00
TOTAL	=	\$ 1,578.00

Please debit any additional fees, or credit any overpayment, to Deposit Account No. 23-3178. Triplicate copies of this sheet are enclosed.

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or to credit any overpayment to Deposit Account No. 23-3178. Copies of this sheet are enclosed in triplicate.

X Any additional filing fees required under 37 C.F.R. § 1.16.

X Any patent application processing fees under 37 C.F.R. § 1.17.

The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 23-3178. Copies of this sheet are enclosed in triplicate.

X Any patent application processing fees under 37 C.F.R. § 1.17.

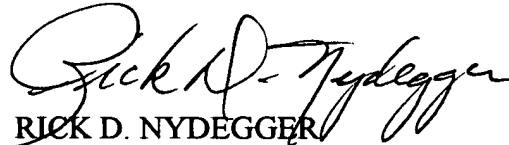
     The issue fee set in 37 C.F.R. § 1.18 at or before mailing of the Notice of Allowance, pursuant to 37 C.F.R. 1.311(b).

X Any filing fees under 37 C.F.R. § 1.16 for presentation of extra claims.

Please address all future correspondence in connection with this case to the attention of the undersigned.

Dated this 9 day of dec., 1999.

Respectfully submitted,



RICK D. NYDEGGER

Attorney for Applicant

Registration No. 28,651

WORKMAN, NYDEGGER & SEELEY

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Telephone: (801) 533-9800

12-10-99

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<b>CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)</b> Applicant(s): Alexander I. Hopmann, et al.	<b>Docket No.</b> 13768.119
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<b>Serial No.</b> 09/412,738	<b>Filing Date</b> October 4, 1999	<b>Examiner</b>	<b>Group Art Unit</b> 2755
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Invention: SYSTEMS AND METHODS FOR DETECTING AND RESOLVING RESOURCE CONFLICTS

I hereby certify that the Transmittal letter (in triplicate), Declaration, Power of Attorney and Petition (3pgs); PTO-1595 Recordation Cover Sheet and Assignment (4pgs); Copy of Notice to File Missing Parts *Filing Date Granted*, Check No. 112774 in the amount of \$1,578.00; and postcard are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Attention: BOX MISSING PARTS, The Assistant Commissioner for Patents, Washington, DC 20231 on DECEMBER 9, 1999.

DACIA SMITH  
(Typed or Printed Name of Person Mailing Correspondence)

*Dacia Smith*  
(Signature of Person Mailing Correspondence)

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UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	09/412,738	FILING/RECEIPT DATE	10/04/99	FIRST NAMED APPLICANT	HOPMANN	ATTORNEY DOCKET NO./TITLE	A 13768.119
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SALT LAKE CITY UT 84111



NOT ASSIGNED

DATE MAILED: 11/01/99

### NOTICE TO FILE MISSING PARTS OF APPLICATION Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of \$65.00 for a small entity in compliance with 37 CFR 1.27, or \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a small entity (statement filed) non-small entity is \$ 1638.00

☒ 1. The statutory basic filing fee is:

- ☒ missing.
- ☐ insufficient.

Applicant must submit \$ 760.00 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☒ 2. The following additional claims fees are due:

\$ 414.00 for 23 total claims over 20.  
\$ 234.00 for 3 independent claims over 3.

\$            for multiple dependent claim surcharge.

☒ 3. The oath or declaration:

- ☒ is missing or unsigned.
- ☐ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.  
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application was filed in a language other than English.  
Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.52(d), previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice **MUST** be returned with the reply.

*Ruth Sydnor*  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

COPY TO BE RETURNED WITH RESPONSE

12/13/99 09:12 AM  
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